

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

FERNANDO GASTELUM,

Case No. 1:21-cv-01130-NONE-SKO

Plaintiff,

ORDER TRANSFERRING CASE

v.

JACKSON IV LLC dba HAMPTON INN &
SUITES SACRAMENTO AT CSUS,

Defendant.

On July 26, 2021, Plaintiff Fernando Gastelum filed a complaint against Defendant Jackson Iv LLC dba Hampton Inn & Suites Sacramento at CSUS, along with an application to proceed *in forma pauperis*. (Docs. 1 & 2.) The complaint purports to allege claims pursuant to the Americans with Disabilities Act and California's civil rights laws arising from Plaintiff's alleged visit to Defendant, a hotel located in Sacramento. (See Doc. 1 ¶¶ 2–4.)

It is apparent from a reading of Plaintiff's allegations in the complaint that the gravamen of this case arose in the Sacramento Division of the Eastern District of California, and any relationship

1 with the Fresno Division is minimal. All of events alleged in the complaint occurred at a hotel in
2 the city of Sacramento, which is part of the Sacramento Division. For these reasons, this case should
3 be transferred to the Sacramento Division of the Eastern Division of California. Pursuant to Local
4 Rule 120(f), a civil action which has not been commenced in the proper court may, on the Court's
5 own motion, be transferred to the proper court.

6 Accordingly, good cause appearing, IT IS HEREBY ORDERED that:

- 7 1. This case is transferred to the Sacramento Division of the United States District Court
8 for the Eastern District of California; and
- 9 2. All future filings shall refer to the new Sacramento case number assigned and shall
10 be filed at:

11 United States District Court
12 Eastern District of California
13 501 "I" Street, Suite 4-200
14 Sacramento, CA 95814

15 Plaintiff's request to proceed *in forma pauperis* (Doc. 2) remains pending.

16 IT IS SO ORDERED.

17 Dated: July 27, 2021

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE